

ORDINANCE NO. C-12-90  
(as amended)

AN ORDINANCE TO AMEND CHAPTER 155 OF THE CODIFIED  
ORDINANCES OF THE CITY TO REVISE THE SELECTION  
PROCESS FOR POSITIONS ABOVE THE RANK OF PATROLMAN  
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WHEREAS, Chapter 155 of the Codified Ordinances of the City provides for the selection process for positions above the rank of patrolman in the Police Department; and

WHEREAS, the City has been notified that the current Chief of Police may resign in the future; and

WHEREAS, the Administration and Council of the city of Grove City want to find the most qualified replacement for the position of Chief of Police and several conflicts in Section 155.04 would not allow for such replacement;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GROVE CITY, STATE OF OHIO, THAT

SECTION 1. Sections 155.01 and 155.04 of the Codified Ordinances of the City are hereby amended to read:

155.01 DEVIATION FROM STATE LAW.

The following set of Civil Service Rules and Regulations are hereby adopted in accordance with the authority conferred upon the Municipal Civil Service Commission of the City of Grove City by Section 10 of Article XV of the Constitution of the State of Ohio, Ohio R.C. 124.40 and, by the City Charter, Section 4.04 and 4.05 with the following changes to:

- (a) Ohio R.C. 124.23 Examinations; preferences; seniority;
- (b) Ohio R.C. 124.27 Appointments; certified and provisional; probationary period.
- (c) Ohio R.C. 124.31 Promotions.
- (d) Ohio R.C. 124.44 Promotion of patrolman.

155.04 SELECTION PROCESS TO FILL VACANCIES ABOVE RANK OF PATROLMAN

(A) No positions above the rank of patrolman in the Police Department shall be filled by original appointment except for the position of Chief of Police which may be filled by either promotion or original appointment following competitive examination. Vacancies in positions above the rank of patrolman in the Police Department, other than the position of Chief of Police, shall be filled by promotion from among persons holding positions in a rank lower than the position to be filled.

(B) No position above the rank of patrolman in the Police Department shall be filled by any person unless he has first passed a competitive promotional examination or in the case of Chief of Police, either a competitive promotional examination or a competitive examination. Promotion shall be by successive ranks so far as practicable, and no person in the Police Department shall be promoted to a position in a higher rank unless he has first passed a competitive promotional examination and is in the rank next lower than the position to be filled, or has served at least thirty-six months in the then next lower rank. No person who takes a competitive examination shall be appointed to the position of Chief of Police unless that person has at least thirty-six months experience in an equivalent rank or next lower rank in another police department or law enforcement agency.

(C) No competitive examination or competitive promotional examination shall be held unless there are at least two persons eligible to compete. Whenever the Civil Service Commission determines that there are less than two persons eligible and willing to compete, such Commission shall allow persons in the Police Department holding positions in the second lower rank than the position to be filled who are eligible, to compete for the position to be filled. An increase in the salary or other compensation of anyone holding a position in the Police Department, beyond that fixed for the rank in which such position is classified, shall be deemed a promotion, except as provided in Ohio R.C. 124.491. Whenever a vacancy occurs in the position above the rank of patrolman in the Police Department and there is no eligible list for such rank, the Commission shall, within sixty days of such vacancy, hold a competitive examination and/or competitive promotional examination. After such examination(s) has been held and an eligible list established, the Commission shall forthwith certify to the appointing authority the names of the three (five for position of Chief of Police) persons receiving the highest rating. When less than three (five for position of Chief of Police) names are certified to an appointing authority, appointment from that list shall not be mandatory. Upon such certification, the appointing authority shall appoint one of the three (five for position of Chief of Police) persons so certified within thirty days from the date of such certification. If there is a list, the Commission shall, where there is a vacancy, immediately certify the names of the three (five for position of Chief of Police) persons having the highest rating, and the appointing authority shall appoint one of the three (five for position of Chief of Police) persons within thirty days from the date of such certification.

(D) No credit for seniority or any other reasons shall be added to an applicant's examination grade unless the applicant achieves at least the minimum passing grade on the examination without counting such extra credit.

SECTION 2. A new section 155.05 is hereby created to READ:

155.05 PROMOTIONS

(A) Vacancies in positions in the classified service shall be filled insofar as practicable by promotions, except as otherwise provided. The Civil Service Commission shall provide for making promotions in the classified service on the basis of merit, to be

ascertained as far as practicable by promotional examinations, by conduct and capacity in office, and by seniority in service, and shall provide that vacancies shall be filled by promotion in all cases where, in the judgment of the appointing authority, it is for the best interest of the City, unless otherwise provided.

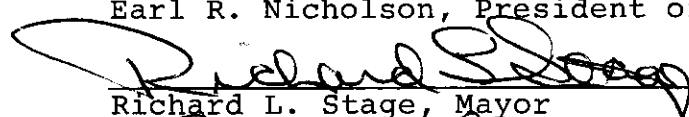
(B) All examinations for promotions shall be competitive. In promotional examinations, seniority in service shall be added to the examination grade, but no credit for seniority or any other reason shall be added to an examination grade unless the applicant achieves at least the minimum passing score on the examination without counting such extra credit. Credit for seniority shall equal, for the first four years of service, one per cent of the total grade attainable in the promotion examination, and, for each of the fifth through fourteenth years of service, six-tenths per cent of the total grade attainable.

In all cases where vacancies are to be filled by promotion, the Commission shall certify to the appointing authority only the names of the three (five for position of Chief of Police) persons having the highest rating. The method of examination for promotions, the manner of giving notice thereof, and the rules governing the same shall be in general the same as those provided for original examinations, except as otherwise provided in sections 124.01 to 124.64 of the Revised Code, except as modified in sections 155.01 to 155.05 of the Codified Ordinances of the City of Grove City.

SECTION 3. This ordinance shall take effect at the earliest opportunity allowed by law.

  
Earl R. Nicholson, President of Council

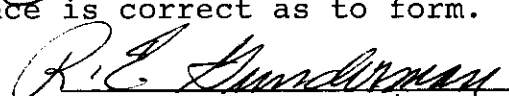
Passed: 2/5/90

  
Richard L. Stage, Mayor

Effective: 3/7/90

Attest:   
June A. Cook, Clerk of Council

I Certify that this ordinance is correct as to form.

  
R.E. Gunderman, Director of Law